



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/029,120	12/21/2001	Ronald Swanson	

28213
GARY CARY WARE & FRIENDENRICH LLP
4365 EXECUTIVE DRIVE
SUITE 1600
SAN DIEGO, CA 92121-2189



CONFIRMATION NO. 3339

FORMALITIES LETTER



OC000000007845384

Date Mailed: 04/11/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- Total additional claim fee(s) for this application is \$42.
 - \$42 for 1 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 477.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

05/16/2002 BABRAHA1 00000106 10029120

01 FC:201	370.00 OP
02 FC:205	65.00 OP
03 FC:202	42.00 OP

20041501 OCT 2004

A copy of this notice MUST be returned with the reply.

M. Maraf

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10029130-051403
20140903



COPY OF PAPERS
ORIGINALLY FILED

Receipt

PATENT

Attorney Docket No.: DIVER1490-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Swanson et al
Application No.: 10/029,120
Filed: December 21, 2001
Title: NUCLEIC ACIDS AND PROTEINS FROM CENARCHAEUM SYMBIOSUM

Art Unit: 1631
Examiner: Unassigned

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed April 11, 2002,
enclosed are:

1. A copy of the Notice to File Missing Parts of Application (2 pages);
2. An executed Declaration For Patent Application, copied from parent application (Serial No. 09/408,020) (7 pages);
3. Substitute Drawings (6 sheets);
4. Request for Correction of Filing Receipt (4 pages);
5. Change of Attorney Address (1 page);
6. Check number 507901 in the amount of \$477.00; and
7. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on May 6, 2002, in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231

Karen LePari
Karen LePari

In re Application of:
Swanson et al
Application No.: 10/029,120
Filed: December 21, 2001
Page 2

PATENT
Atty Docket No.: DIVER1490-2

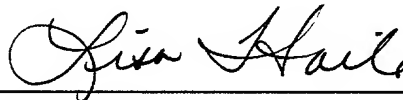
Applicants claim small entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows.

	Number Filed		Number Extra		Rate			Fee	
					Large Entity	Small Entity		Small Entity	Large Entity
Total Claims	8 - 20	=	0	X	\$	\$09	=	\$ 0.00	\$ 0.00
Independent Claims	4 - 3	=	1	X	\$	\$42	=	\$42.00	\$ 0.00
Multiple Dependent Claims Presented: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					\$	\$140		\$0.00	
					BASIC FEE			\$370.00	\$ 0.00
					TOTAL FEE			\$412.00	\$ 0.00

XX Enclosed is a check in the amount of \$477.00 which includes \$412.00 as filing fee and \$65.00 as payment for the surcharge fee for missing parts of the application. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



Date: May 6, 2002

Lisa A. Haile, J.D., Ph.D.
Registration No.: 38,347
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1100
San Diego, California 92121-2133
USPTO Customer Number 28213



COPY OF PAPERS
ORIGINALLY FILED

PATENT

Attorney Docket No.: DIVER1490-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Swanson et al
Application No.: 10/029,120
Filed: December 21, 2001
Title: NUCLEIC ACIDS AND PROTEINS FROM CENARCHAEUM SYMBIOSUM

Art Unit: 1631
Examiner: - Unassigned

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed April 11, 2002, enclosed are:

1. A copy of the Notice to File Missing Parts of Application (2 pages);
2. An executed Declaration For Patent Application, copied from parent application (Serial No. 09/408,020) (7 pages);
3. Substitute Drawings (6 sheets);
4. Request for Correction of Filing Receipt (4 pages);
5. Change of Attorney Address (1 page);
6. Check number 507901 in the amount of \$477.00; and
7. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on May 6, 2002, in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, D.C. 20231

Karen LePari
Karen LePari

In re Application of:
Swanson et al
Application No.: 10/029,120
Filed: December 21, 2001
Page 2

PATENT
Atty Docket No.: DIVER1490-2

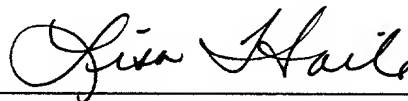
Applicants claim small entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows.

	Number Filed		Number Extra		Rate			Fee	
					Large Entity	Small Entity		Small Entity	Large Entity
Total Claims	8 - 20	=	0	X	\$	\$09	=	\$ 0.00	\$ 0.00
Independent Claims	4 - 3	=	1	X	\$	\$42	=	\$42.00	\$ 0.00
Multiple Dependent Claims Presented: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No					\$	\$140		\$0.00	
					BASIC FEE			\$370.00	\$ 0.00
					TOTAL FEE			\$412.00	\$ 0.00

XX Enclosed is a check in the amount of \$477.00 which includes \$412.00 as filing fee and \$65.00 as payment for the surcharge fee for missing parts of the application. The Commissioner is hereby authorized to charge any other fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



Date: May 6, 2002

Lisa A. Haile, J.D., Ph.D.
Registration No.: 38,347
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1100
San Diego, California 92121-2133
USPTO Customer Number 28213

GRAYCARY. TECHNOLOGY'S LEGAL EDGE®
4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133

To:

50X MISSING PARTS
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231